

Sec. 28. Section 479B.30, subsection 3, unnumbered paragraph 2, Code 1999, is amended to read as follows:

~~Sections 6B.10 to 6B.13 apply to this notice.~~ If more than one landowner petitions the county board of supervisors, the application to the chief judge, notice to the pipeline company, and appraisal of damages shall be consolidated into one application, notice, and appraisal. The county attorney may assist in coordinating the consolidated application and notice, but does not become an attorney for the landowners by doing so.

Sec. 29. Section 6B.12, Code Supplement 1999, and section 6B.13, Code 1999, are repealed.

Sec. 30. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved May 10, 2000

CHAPTER 1180

REGULATION AND INSPECTION OF HEALTH CARE FACILITIES

S.F. 2144

AN ACT relating to regulation and inspection of health care facilities including the establishment of a quality-based inspections system.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135C.16, subsection 1, Code 1999, is amended to read as follows:

1. In addition to the inspections required by sections 135C.9 and 135C.38, the department shall make or cause to be made such further unannounced inspections as it deems necessary to adequately enforce this chapter. At least one general unannounced inspection shall be conducted for each health care facility within a ~~fifteen-month~~ thirty-month period. The inspector shall show identification to the person in charge of the facility and state that an inspection is to be made before beginning the inspection. An employee of the department who gives unauthorized advance notice of an inspection made or planned to be made under this subsection or section 135C.38 shall be disciplined as determined by the director, except that if the employee is employed pursuant to the merit system provisions of chapter 19A the discipline shall not exceed the discipline authorized pursuant to that chapter.

Sec. 2. Section 135C.38, subsection 3, Code Supplement 1999, is amended to read as follows:

3. An inspection made pursuant to a complaint filed under section 135C.37 need not be limited to the matter or matters ~~complained of, however included in the complaint.~~ However, the inspection shall not be a general inspection unless the complaint inspection coincides with a scheduled general inspection or unless in the course of the complaint investigation a violation is evident to the inspector. Upon arrival at the facility to be inspected, the inspector shall show identification to the person in charge of the facility and state that an inspection is to be made, before beginning the inspection. Upon request of either the complainant or the department or committee, the complainant or the complainant's representative or both may be allowed the privilege of accompanying the inspector during any on-site inspection made pursuant to this section. The inspector may cancel the privilege at any time if the

inspector determines that the privacy of any resident of the facility to be inspected would otherwise be violated. The protection and dignity of the resident shall be given first priority by the inspector and others.

Sec. 3. QUALITY-BASED INSPECTIONS.

1. The department of inspections and appeals shall develop and implement a quality-based inspections system for health care facilities which are licensed only by the state pursuant to chapter 135C. The quality-based system shall be used in inspections of health care facilities beginning with the first inspection of the facility subsequent to the inspection of that facility during the period July 1, 2000, through September 1, 2001.

2. The department of inspections and appeals shall convene an advisory committee of stakeholders to monitor the development and ongoing refinement of the criteria to be used in conducting a quality-based inspection system. The advisory committee shall consult with the department of inspections and appeals regarding the ongoing distribution of the most current criteria to all appropriate stakeholders.

3. The department of inspections and appeals shall submit all of the following to the joint appropriations subcommittee on administration and regulation, to the committees on human resources of both houses, to the governor, and to the legislative fiscal bureau:

a. On or before August 1, 2001, a report which includes all of the following:

(1) The criteria used in the quality-based inspections system.

(2) The survey and complaint activities completed in fiscal year 1999-2000 and fiscal year 2000-2001 for health care facilities licensed only by the state.

b. On or before February 1, 2001, an interim report, and on or before August 1, 2001, a final report, regarding the progress in developing and implementing the quality-based inspections system.

Any of the reports submitted may also include such additional information as requested by the joint appropriations subcommittee on administration and regulation and by the committees on human resources of both houses and may contain recommendations by the department of inspections and appeals of legislative action or program change.

Approved May 11, 2000

CHAPTER 1181
WATER QUALITY DISTRICTS
S.F. 2438

AN ACT relating to the creation of a water quality district, providing for the levy of a tax, and providing for other properly related matters.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 357E.1, subsection 2, Code 1999, is amended to read as follows:

2. "District" means a benefited recreational lake district or a water quality district or a combined district incorporated and organized pursuant to this chapter.

Sec. 2. Section 357E.1, Code 1999, is amended by adding the following new subsection:

NEW SUBSECTION. 5. "Water quality activities" includes, but is not limited to, public information dissemination, creation or maintenance of grass waterways or wetlands, dredging, bank stabilization, water treatment, water monitoring, watershed protection, activities